IN THE HIGH COURT OF JUDICATURE FOR RAJASTHAN
AT JAIPUR BENCH, JAIPUR

O R D E R

S.B. CRIMINAL REVISION PETITION NO. 582/2002
SHODAN SINGH Vs. THE STATE OF RAJASTHAN & ORS.

DATE: 15.03.2007.

HON'BLE MR. K.S. RATHORE, J.

Mr. Biri Singh with
Mr. Kamlendra Sihag for the complainant-petitioner.
Mr. B.S. Chhaba, Public Prosecutor for the State.
Mr. Mukesh Kumar Verma for the accused-respondents.

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The present criminal revision petition under Section 397 r/w Section 401 Cr.P.C. is preferred by the complainant-petitioner against the judgment dated 07.06.2002 passed by the Additional District & Sessions Judge, Laxmangarh (Alwar) in Criminal Appeal No. 5/2000, whereby the Appellate Court while partly allowing the appeal filed by the accused-respondents, set-aside the order of the trial Court dated 14.06.2000 and while acquitting the accused-respondent Prakash from all the charges, acquitted the other three accused namely Laxman, Sadasukh and Nand Kishore also from the charge of offence under Sections 326/34, 324 and 324/34 IPC and convicted the accused-respondents Laxman and Sadasukh for the offence under Sections 323 and 325/34 IPC and accused-respondent Nand Kishore for the offence under Sections 323 and 325 IPC, but instead of sentencing them, granted

the benefit of probation under Section 4 of the Probation of Offenders Act with a direction to pay compensation @ Rs. 500/- to each injured jointly.

Learned counsel for the petitioner without challenging the impugned judgment dated 07.06.2002 so far as extending benefit of probation under Section 4 of the Probation of Offenders Act in favour of the accused-respondents is concerned, has only challenged the impugned judgment to the extent that the compensation awarded by the Appellate Court @ Rs. 500/- to each injured is inadequate looking to the injury and agony suffered by the petitioner.

Having considered the aspect of compensation and having heard learned counsel for the petitioner, learned Public Prosecutor for the State as well as learned counsel for the accused-respondents and after going through the record of the case, in the interest of justice, I deem it proper to enhance the amount of compensation from Rs. 500/- to Rs. 2,000/- for each of the accused which shall be paid by the accused.

With the aforesaid observations, the revision petition stands disposed of. Record be sent back forthwith.

(K.S. RATHORE),J.

/KKC/